

JASON M. FRIERSON  
United States Attorney  
District of Nevada  
Nevada Bar Number 7709  
BRIAN WHANG  
Assistant United States Attorney  
501 Las Vegas Blvd. South, Suite 1100  
Las Vegas, Nevada 89101  
(702) 388-6336  
brian.whang@usdoj.gov  
*Attorneys for the United States*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LUIS LEYVA, and  
ANTONIO MACIEL,

Defendants.

Case No.: 2:13-cr-00275-GMN-MDC

**Motion to Dismiss the Indictment  
Without Prejudice and Quash  
Warrants**

On July 16, 2013, a grand jury returned an indictment charging defendants Luis Leyva and Antonio Maciel with conspiracy to distribute a controlled substance, in violation of 21 U.S.C. §§ 846 and 841(a)(1), (b)(1)(A)(viii), and distribution of a controlled substance, in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(A)(viii). ECF No. 11. The court issued arrest warrants for both defendants. ECF No. 15.

To date, defendants Leyva and Maciel have not been arrested pursuant to their arrest warrants. Neither the government nor law enforcement are aware of their current locations.

\\ \

1 Pursuant to Federal Rule of Criminal Procedure 48(a), the government hereby moves  
2 for leave of Court to dismiss the Indictment without prejudice as to defendants Leyva and  
3 Maciel and quash their respective arrest warrants.

4  
5 DATED: June 13, 2024

6 Respectfully submitted,

7 JASON M. FRIERSON  
8 United States Attorney

9 */s/ Brian Whang*

10 

---

BRIAN WHANG  
11 Assistant United States Attorney  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LUIS LEYVA, and  
ANTONIO MACIEL,

Defendants.

Case No. 2:13-cr-00275-GMN-MDC

**ORDER ON MOTION TO DISMISS  
INDICTMENT WITHOUT PREJUDICE  
AND QUASH ARREST WARRANTS**

Upon leave of Court, the United States Attorney for the District of Nevada hereby dismisses without prejudice the indictment and quashes the arrest warrants brought against defendants Leyva and Maciel.

Respectfully submitted,

JASON M. FRIERSON  
United States Attorney

/s/ Brian Whang  
BRIAN WHANG  
Assistant United States Attorney

Leave of Court is granted for the filing of dismissal of the charges without prejudice and to quash the arrest warrant brought against defendants Leyva and Maciel contained in the Indictment in case number 2:13-cr-00275-GMN-MDC.

DATED this 13 day of June 2024.

  
HON. GLORIA M. NAVARRO  
UNITED STATES DISTRICT JUDGE